THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.24282 OF 2005

Dt.21.11.2005

Between:

Dr.M.Karim Ali … Petitioner

And

The Assistant Commissioner of Police,

Cyberabad, Rajendranagar Mandal,

Rangareddy District and 3 others. … Respondents

ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Home.

The petitioner submits that the 4th respondent has entered into an agreement with the petitioner for sale of certain lands in his favour and having received some advances towards sale consideration, the 4th respondent is refusing to register the sale deed and on the other hand the 4th respondent is encroaching the said lands without any right over the said land and erected a board to the effect that the said land belongs to the 4th respondent. Therefore, the petitioner lodged a complaint before the 2nd respondent on 8.11.2005 for taking

necessary action in the matter.

Even according to the petitioner, no possession of the said land has been given to him. Therefore, the 4th respondent continues to be owner of the land. If the said agreement is not honoured, it is always open for the petitioner to file a suit for specific performance of the agreement of sale. But the police cannot interfere in all the civil disputes. Therefore, it cannot be said that the police have failed to take any action. Even a reading of the complaint it does not disclose any cognizable offence said to have been committed by respondents 3 and 4.

The writ petition is misconceived and it is accordingly dismissed. No costs.

(V.ESWARAIAH, J.)

21.11.2005

kpr